

THE HONORABLE JOHN H. CHUN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

THERESE ROHLING PLATT,

Plaintiff,

v.

HOLLAND AMERICA LINE, INC., a
Washington corporation; HOLLAND
AMERICA LINE – U.S.A., a Delaware
corporation; HOLLAND AMERICA LINE,
N.V. LLC., a Curacao corporation; and HAL
ANTILLEN N.V., a Curacao corporation ,

Defendants.

CASE NO. 2:20-CV-00062-JHC

PRETRIAL ORDER

JURISDICTION

This is an action by a passenger against the agents, owners, operator and charterers of a cruise ship. Subject matter jurisdiction is vested in the court pursuant to 28 U.S.C. § 1333 due to admiralty and maritime nature of the claim.

This Court has personal jurisdiction over Defendants based on their substantial, continuous, and systematic business contacts with the state of Washington.

CLAIMS AND DEFENSES

The Court has previously entered an order establishing as a matter of law the Defendants' liability for Plaintiff's electric shock. Dkt. # 18. Plaintiff maintains the claims in dispute are whether Plaintiff sustained an electrical shock and/or electrocution injury and whether that was the legal cause of Plaintiff's alleged injuries and damages and the extent of Plaintiff's injuries and damages, if any. Defendant maintains the claims in dispute, per the Court's previous order (Dkt. # 18, p. 2) are whether the electrical shock sustained by Plaintiff was the proximate cause of Plaintiff's alleged injuries and damages (if any) and the nature and extent of Plaintiff's injuries or damages (if any).

At trial, Plaintiff intends to prove that as a result of Defendants' negligence, Plaintiff has suffered serious injuries as a result of the electric shock occurring on Defendants' property, including, but not limited to, neurological injuries and damages resulting in bilateral frontal lobe seizure disorder, psychogenic nonepileptic seizures, peripheral nerve damage, neuropathy, severe pain in the upper and lower extremities, difficulty with concentration, short term memory loss, headaches, chronic pain, depression, anxiety, emotional distress and PTSD, cognitive impairment, pain and disability, and lost wages and limitations on her future earning capacity.

Plaintiff intends to prove that she has incurred significant past medical expenses and will incur future medical expenses related to her injuries. Plaintiff has experienced pain and suffering, both mental and physical, and disability, and with a reasonable certainty will experience the same in the future. Further, Plaintiff has suffered a reduction in Plaintiff's ability to enjoy life, both past and future, as she previously enjoyed due to her injuries and associated disabilities.

Defendants will pursue a failure to mitigate damages affirmative defense.

ADMITTED FACTS

The following facts are admitted by the parties:

1. That a Nestle Vitality Fruit Juice machine, Model No. JDF-4S-SB manufactured by the Bunn-O-Matic Corporation (“the Juice Machine”) located on-shore at Half Moon Cay in the Bahamas was ungrounded on or about April 11, 2019.

2. That Plaintiff sustained an electrical shock when she approached the Juice Machine barefoot and stepped on the wet ground in front of the machine (“the Incident”).

3. That Defendants were negligent in allowing an ungrounded Juice Machine to be used at the time of the Incident.

4. That, in light of the foregoing, Defendants admit liability for permitting an ungrounded Juice Machine to be used at the time of the Incident.

5. That Defendants also admit that Plaintiff is not comparatively at fault for sustaining the electrical shock from the Juice Machine.

ISSUES OF LAW

Plaintiff’s Proposal:

Plaintiff does not believe there are any issues of law to be determined by the Court; however, there are issues of fact relating to the nature and extent of Plaintiff’s injuries and associated damages.

Defendant’s Proposal:

1. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from neurological injuries and damages resulting in bilateral frontal lobe seizure disorder proximately caused by the electric shock?

2. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from psychogenic nonepileptic seizures proximately caused by the electric shock?

1 3. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from
2 peripheral nerve damage proximately caused by the electric shock?

3 4. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from
4 neuropathy proximately caused by the shock?

5 5. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from
6 severe pain in the upper and lower extremities proximately caused by the shock?

7 6. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from
8 difficulty with concentration proximately caused by the shock?

9 7. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from
10 short term memory loss proximately caused by the shock?

11 8. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from
12 headaches proximately caused by the shock?

13 9. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from
14 chronic pain proximately caused by the shock?

15 10. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from
16 depression proximately caused by the shock?

17 11. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from
18 anxiety proximately caused by the shock?

19 12. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from
20 emotional distress proximately caused by the shock?

21 13. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from
22 PTSD proximately caused by the shock?

1 14. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from
2 cognitive impairment proximately caused by the shock.

3 15. Whether Plaintiff proves, by a preponderance of the evidence, that she suffers from
4 pain and disability proximately caused by the shock?

5 16. Whether Plaintiff proves, by a preponderance of the evidence, that she suffered past
6 lost wages proximately caused by the shock and the amount of those lost wages, if any?
7

8 17. Whether Plaintiff proves, by a preponderance of the evidence, loss of future
9 earnings proximately caused by the shock and the amount of those lost future earnings, if
10 any?

11 18. Whether Plaintiff proves, by a preponderance of the evidence, damages for past
12 medical expenses proximately caused by the shock?

13 19. Whether Defendants proves, by a preponderance of the evidence, that Plaintiff
14 failed to mitigate her damages?
15

16 **EXPERT WITNESSES**

17 The names and addresses of the expert witnesses to be used by each party at the trial and
18 the issue upon which each will testify is:
19

20 **(1) On behalf of Plaintiff:**

21 a. Neil Pliskin, Ph.D., ABPP.CN
22 University of Illinois Department of Psychiatry
23 912 S Wood St.
24 Chicago, IL 60612

25 Will Testify

Dr. Pliskin is a board-certified Neuropsychologist and will offer expert
opinions consistent with the expert disclosures previously made by
Plaintiff.

b. Michael Morse, Ph.D.
4411 Point Loma Avenue
San Diego, CA 92107

Will Testify

Dr. Morse is an expert in Electrical Engineering and will offer expert opinions consistent with the expert disclosures previously made by Plaintiff and the Court's Order re: Defendants' Motions to Exclude/Motions in Limine (Dkt. # 91, pp. 5-6).

c. Rachel Steilberg, MS, CRC, CLCP
Vocational Consultant
Strategic Consulting Services, Inc.
1801 D Street Suite 4
Vancouver, WA 98663

Will Testify

Rachel Steilberg is a Certified Rehabilitation Counselor and will offer expert opinions consistent with the expert disclosures previously made by Plaintiff.

d. William G. Brandt, CPA, ABV, MBA, CFF
Forensic Economist
P.O. Box 10187
Bainbridge Island, WA 98110

Will Testify

William Brandt is a Forensic Economist and will offer expert opinions consistent with the expert disclosures previously made by Plaintiff.

e. Christopher Choi, MD
Concierge Wellness Center
4035 S El Capitan Way
Las Vegas, NV 89147

Will Testify (via video deposition)

Dr. Christopher Choi is Plaintiff's primary care physician and will testify concerning Plaintiff's injuries and symptoms caused by the electrocution, Plaintiff's medical treatment related to the electrocution, Plaintiff's permanent disabilities and physical restrictions caused by the electrocution, necessity of past treatment, the need for future treatment and corresponding cost of such treatment.

1
2 f. Venkat Veerappan, MD
3 Desert Neurology
4 9280 W. Sunset Road, Suite 236
5 Las Vegas, NV 89148

6 Will Testify (via video deposition)

7 Dr. Veerappan is a treating physician of Plaintiff. Dr. Veerappan will
8 testify concerning Plaintiff's injuries and symptoms caused by the
9 electrocution, Plaintiff's medical treatment related to the electrocution,
10 Plaintiff's permanent disabilities and physical restrictions caused by the
11 electrocution, necessity of past treatment, the need for future treatment
12 and corresponding cost of such treatment.

13 g. Carissa DE Leeuw M.S., CCC-SLP
14 Speech Therapy Associates
15 501 S. Rancho Drive
16 Las Vegas, Nevada

17 Possible Witness Only

18 Carissa DE Leeuw is Plaintiff's treating speech-language pathologist. Ms.
19 Leeuw would be expected to testify to the necessity of Plaintiff's speech
20 therapy, the need for future therapies and the corresponding cost of such
21 therapies.

22 h. Sharon Jung, Psy.D., ABPP-CN
23 Neurology Center of Nevada
24 653 N town Center Drive
25 Las Vegas, NV

Possible Witness Only

Dr. Jung is a treating physician of Plaintiff. Dr. Jung will testify
concerning Plaintiff's psychological injuries and symptoms caused by the
electrocution, Plaintiff's treatment related to the electrocution, necessity
of past treatment, the need for future treatment and corresponding cost of
such treatment.

i. Kenneth Houchin, M.D.
Elko Eye Center
875 14th St, Elko, NV 89801

Possible Witness Only

Dr. Houchin is Plaintiff's treating ophthalmologist. Dr. Houchin will testify concerning Plaintiff's vision and symptoms caused by the electrocution, Plaintiff's ophthalmology evaluations related to the electrocution, necessity of past evaluations, the need for future evaluations and corresponding cost.

j. Samir S. Bangalore, M.D.
Sunrise Hospital and Medical Center
3186 South Maryland Parkway
Las Vegas, NV 89109

Possible Witness Only

Dr. Bangalore is a board certified Neurologist and was Plaintiff's treating physician following her hospitalization at Sunrise Hospital. Dr. Bangalore will testify concerning their care and treatment of plaintiff as described in their medical records and the causal connection between the conditions they treated and diagnosed and plaintiff's electrocution. It is expected the testimony will describe the combination of epileptic seizures and non-epileptic seizures or psychogenic seizures and the causal connection to traumatic electrocution suffered by Mrs. Platt and resultant stress disorder. They will testify in a manner consistent with the medical records previously produced, care and treatment as well as recommendations to plaintiff for further evaluation of her psychogenic seizures.

k. Jeffrey Burton, D.O.
United Critical Care
6040 S. Fort Apache Road, Suite 100
Las Vegas, NV 89148
Sunrise Hospital and Medical Center
3186 South Maryland Parkway
Las Vegas, NV 89109

Possible Witness Only

Dr. Burton is an internal medicine specialist and was Plaintiff's treating physician following her hospitalization at Sunrise Hospital. Dr. Burton will testify concerning their care and treatment of plaintiff as described in their medical records and the causal connection between the conditions they treated and diagnosed and plaintiff's electrocution. It is expected the testimony will describe the combination of epileptic seizures and non-epileptic seizures or psychogenic seizures and the causal connection to traumatic electrocution suffered by Mrs. Platt and resultant stress disorder. They will testify in a manner consistent with the medical records previously produced, care and treatment as well as recommendations to plaintiff for further evaluation of her psychogenic seizures.

(2) On behalf of Defendants:

- a. Lawrence Murphy, MD.
4957 Lakemont Blvd, Suite C4, #23
Bellevue, WA 98006

Will testify.

Dr. Murphy is a neurologist. He will offer expert medical opinions within his area of expertise and consistent with expert disclosures previously made by Holland America

- b. Kristoffer Rhoads, MD
411 12th Ave, Suite 305
Seattle, WA 98122

Will testify.

Dr. Rhoads is a neuropsychologist and will offer expert medical opinions within his area of expertise and consistent with expert disclosures previously made by Holland America.

- c. Bill Partin or Casey Lesoing
Mueller & Partin
4001 108th Ave NE
Bellevue, WA 98004

Will testify.

Messrs. Partin and Lesoing are forensic accountants and economists. One will be called to testify at trial and will offer opinions consistent with Holland America's expert disclosures concerning Plaintiff's claimed economic damages.

OTHER WITNESSES

The names and addresses of witnesses, other than experts, to be used by each party at the time of trial and the general nature of the testimony of each are:

(1) On behalf of Plaintiff:

- a. Therese Rohling Platt

1 11720 Glowing Sunset Lane
2 Las Vegas, Nevada 89135

3 Will Testify

4 Plaintiff will testify to the facts and circumstances of the incident
5 described in the complaint, negligence of the defendants, and her injuries
6 and damages related to those injuries.

7 b. William Stephan Platt
8 11720 Glowing Sunset Lane
9 Las Vegas, Nevada 89135

10 Will Testify

11 Mr. Platt will testify to the facts and circumstances of the incident
12 described in the Complaint, negligence of the defendants, Plaintiff's
13 physical condition prior to her injuries, her condition subsequent to her
14 injuries, effects of the injuries on Plaintiff as observed by him and
15 damages related to the incident.

16 c. Stephen Laverton
17 Employee of Holland America

18 Via Deposition

19 Security Officer for Holland America. Mr. Laverton will testify to his
20 knowledge of the facts and circumstances of the incident described in the
21 Complaint, his investigation of the beverage dispenser and surrounding
22 area and statement taken from Plaintiff.

23 d. Anthony Black
24 Little San Salvador, Bahamas
25 Employee of Holland America

Via Deposition

Island Manager for Half Moon Cay, Bahamas. Mr. Black will testify
regarding the incident described in the complaint and any other matters
pertinent to this action.

e. Kathleen Eisert
910 Sunrise Drive
Wapakoneta, Ohio 45895

Via Deposition

Eyewitness to the incident. Ms. Eisert will testify to her observations of the incident described in the Complaint.

f. Sherry Watford
2 Meadow Crossing Court
Greensboro, North Carolina

Via Deposition

Eyewitness to the incident. Ms. Watford will testify to her observations of the incident described in the Complaint.

g. Records Custodian – Nevada State College

To lay foundation and authenticate records.

Possible Witness Only

h. Records Custodian/Vincent Lawsin¹ – Swedish Hospital

To lay foundation and authenticate records.

Possible Witness Only

i. Records Custodian – Speech Therapy Associates

To lay foundation and authenticate records.

Possible Witness Only

j. Author of Videos/Records Custodian – Summerlin Hospital

To lay foundation and authenticate records and videos (See Exhibits 46-64).

Possible Witness Only

(2) On behalf of Defendants:

a. James P. Colwell
Holland America Line
450 3rd Ave W

¹ Defendant objects to Mr. Lawsin being called as a witness. Defendant asserts he was not timely disclosed.

1 Seattle, WA 98119

2 Possible witness only.

3 Mr. Colwell is the P&I Litigation and Claims Manager for Holland
4 America Group. He may have information regarding Plaintiff's claim,
5 Holland America procedures and records, and any other matters pertinent
to this action.

6 b. Jeroen De Winter
7 Holland America Line
8 450 3rd Ave W
Seattle, WA 98119

9 Possible witness only.

10 Mr. De Winter was the Staff Captain aboard the ZUIDERDAM. He may
11 be called to testify regarding the incident, investigation, Holland America
12 documents, vessel procedures and actions, interactions with Mr. and Mrs.
Platt, and any other matters pertinent to this action.

13 c. Steve Laverton
14 Holland America Line
15 450 3rd Ave W
Seattle, WA 98119

16 Will testify.

17 Mr. Laverton was a Security Officer aboard the ZUIDERDAM. He
18 interviewed Ms. Platt and has information consistent with that provided in
19 his Investigation Report and will be called testify as to his investigation,
observations, and any other matters pertinent to this action.

20 d. Aileen Ley Siscar, MD
21 Holland America Line
22 450 3rd Ave W
Seattle, WA 98119

23 Possible witness only.

24 Dr. Siscar was a ship's physician aboard the ZUIDERDAM and may be
25 called to testify regarding Plaintiff's condition and his treatment of
Plaintiff.

e. Anthony Black
Little San Salvador

Bahamas

Possible witness only.

Mr. Black was the Island Manager for Half Moon Cay, Bahamas and may be called to testify regarding alleged incident and any other matters pertinent to this action.

EXHIBITS

Plaintiff's Exhibits					
Ex. #	Description	Authenticity	Admissibility	Objection	Admitted
1.	Photo – Half Moon Cay Sign – (Platt 357)	Stipulated	Stipulated		
2.	Photo – Plaintiff on-board – (Platt 379)	Stipulated	Stipulated		
3.	Photo – Plaintiff on land – (Platt 363)	Stipulated	Stipulated		
4.	Photo – Plaintiff with Husband by ship – (Platt 397)	Stipulated	Stipulated		
5.	Photo – Plaintiff with First Responders – (Platt 189)	Stipulated	Stipulated		
6.	Defendant Investigation Photos - (HAL 000005-000026)	Stipulated	Stipulate to: HAL005 HAL006 HAL007 HAL014 HAL015 HAL016 Disputed: HAL008 HAL009 HAL010 HAL011	FRE 401/402; FRE 403	

			HAL012 HAL013 HAL017 HAL018 HAL109 HAL020 HAL021 HAL022 HAL023 HAL024 HAL025 HAL026		
7.	Defendant Investigation Report - (HAL 000027-000028)	Stipulated	Stipulated		
8.	Defendant Initial Findings - (HAL 000029-222230)	Stipulated	Disputed	FRE 401/402; 403	
9.	Crewmember Statement – Najmudin - (HAL 000031-000032)	Stipulated	Stipulated		
10.	Crewmember Statement – De La Rosa - (HAL 000033-000034)	Stipulated	Stipulated		
11.	Plaintiff Guest Statement and Injury Report - (HAL 000035-000037)	Stipulated	Stipulated		
12.	Boarding Pass/ Boarding Tickets - (Platt 1-3)	Stipulated	Stipulated		
13.	Awards & School Transcript – (Platt 442-447)	Disputed	Disputed	FRE 402, 403, 901	

14.	Plaintiff's Resume - (Platt 857)	Stipulated	Disputed	FRE 802	
15.	Swedish Hospital Job Offer to Plaintiff – 2017 - (Platt 858-860)	Disputed	Disputed	FRE 802, 901, 1002 Foundation	
16.	Plaintiff's 2014 W2 - (Platt 847)	Stipulated	Stipulated		
17.	Plaintiff's 2015 Tax Return - (Platt 848 – 856)	Stipulated	Stipulated		
18.	Desert Neurology – Medical Records	Stipulated	Disputed	Foundation, FRE 403	
19.	Concierge Wellness Center – Medical Records	Stipulated	Disputed	Foundation, FRE 403	
20.	Pueblo Medical Imaging – Medical Records	Stipulated	Disputed	FRE 403	
21.	SeaCare – Medical Records	Stipulated	Stipulated		
22.	St. Elizabeth Hospital – Medical Records	Stipulated	Disputed	Foundation; FRE 403,	
23.	Steinberg Diagnostic Medical Imaging – Medical Records	Stipulated	Disputed	Foundation; FRE 403	
24.	Neurology Center of Nevada – Medical Records	Stipulated	Disputed	Foundation; FRE 403	
25.	Speech Therapy Associates – Medical Records	Disputed	Disputed	Foundation; FRE 403, 1002	
26.	Advanced Cardiovascular Specialists – Medical Records	Stipulated	Disputed	Foundation; FRE 403	
27.	Sage Acupuncture Clinic – Medical Records	Stipulated	Disputed	Foundation; FRE 403, 702	

28.	Elko Eye Center – Medical Records	Stipulated	Disputed	Foundation; FRE 403	
29.	Summerlin Hospital – Medical Records	Stipulated	Disputed	Foundation; FRE 403	
30.	Sunrise Hospital – Medical Records	Stipulated	Stipulated		
31.	Integrated Psychological Solutions – Medical Records	Stipulated	Disputed	Excluded by court (Dkt. # 85), ER 403	
32.	Desert Neurology – Itemized Billing	Stipulated	Disputed	Foundation, FRE 403	
33.	Concierge Wellness Center – Itemized Billing	Stipulated	Stipulated	Foundation, FRE 402, 403, 901	
34.	Pueblo Imaging – Itemized Billing	Stipulated	Disputed	Foundation, FRE 403	
35.	SeCare/St. Elizabeth Hospital – Itemized Billing	Stipulated	Disputed	Foundation, FRE 403	
36.	Steinberg Diagnostic - Itemized Billing	Stipulated	Disputed	Foundation, FRE 403	
37.	Neurology Center of Nevada – Itemized Billing	Stipulated	Disputed	Foundation, FRE 403	
38.	Speech Therapy Associates – Itemized Billing	Stipulated	Disputed	Foundation, FRE 403	
39.	Advanced Cardiovascular Specialists – Itemized Billing	Stipulated	Disputed	Foundation, FRE 403	
40.	Sage Acupuncture – Itemized Billing	Stipulated	Disputed	Foundation, FRE 403	
41.	Elko Eye Center – Itemized Billing	Stipulated	Disputed	Foundation, FRE 403	
42.	Summerlin Hospital – Itemized Billing	Stipulated	Disputed	Foundation, FRE 403	

43.	Sunrise Hospital – Itemized Billing	Stipulated	Disputed	Foundation, FRE 403	
44.	Integrated Psychological Solutions – Itemized Billing	Stipulated	Disputed	Excluded by court (Dkt. # 85); ER 402, 403.	
45.	Itemization of Incurred Expenses	Disputed	Disputed	FRE 802, 403	
46.	Video 1 - IMG 4836 – EEG Monitor 11/2/22 at Sunrise Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
47.	Video 2 - IMG 4837 – EEG Monitor 11/2/22 at Sunrise Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
48.	Video 3 - IMG 4838 – EEG Monitor 11/2/22 at Sunrise Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
49.	Video 4 - IMG 4841- EEG Monitor 11/4/2022 at Sunrise Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
50.	Video 5 - IMG 4842 - EEG Monitor 11/4/2022 at Sunrise Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
51.	Video 6 - IMG 4843 - EEG Monitor 11/4/2022 at Sunrise Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
52.	Video 7 - IMG 4844 - EEG Monitor 11/4/2022 at Sunrise Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
53.	Video 8 - IMG 5582 – Seizure at Home	Disputed	Disputed	Foundation, FRE 402, 403, 901	
54.	Video 9 - IMG 5583 – Seizure at Home	Disputed	Disputed	Foundation, FRE 402, 403, 901	

55.	Video 10 - IMG 5603 – Seizure at Summerlin Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
56.	Video 11 - IMG 5604 – Seizure at Summerlin Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
57.	Video 12 - IMG 5605 – Seizure at Summerlin Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
58.	Video 13 - IMG 5606 – Seizure at Summerlin Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
59.	Video 14 - IMG 5607 – Seizure at Summerlin Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
60.	Video 15 - IMG 5608 – Seizure at Summerlin Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
61.	Video 16 - IMG 5615 – Summerlin Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
62.	Video 17 - IMG 5616 – Summerlin Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
63.	Video 18 - IMG 5617 – Summerlin Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
64.	Video 19 - IMG 5618 – Summerlin Hospital	Disputed	Disputed	Foundation, FRE 402, 403, 901	
65.	Article 1 – The Truth about Psychogenic Nonepileptic Seizures	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
66.	Article 2 – Psychogenic Nonepileptic Seizures	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
67.	Article 3 – Driving a motor vehicle and psychogenic nonepileptic seizures	Disputed	Disputed	FRE 402, 403, 702, 802, 901	

68.	Article 4 – Long-term sequelae of electrical injury	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
69.	Article 5 – Neuropsychological changes following electrical injury	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
70.	Article 6 – Psychiatric morbidity following electrical injury and its effects on cognitive functioning	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
71.	Article 7 – Long-term consequences of electrical injury: neuropsychological predictors and adjustment	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
72.	Article 8 – Mood and Cognition after Electrical Injury	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
73.	Article 9 – Alteration in Functional Brain Systems after Electrical Injury	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
74.	Article 10 – Neurological symptoms and disorders following electrical injury	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
75.	Article 11 – Neurological and neurourological complications of electrical injuries	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
76.	Article 12 – Why Won't People Talk about Psychogenic Nonepileptic Seizures	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
77.	Article 13 – Simultaneous Occurrence of	Disputed	Disputed	FRE 402, 403, 702, 802, 901	

	Nonepileptic ... El-Naggar 2017				
78.	Article 14 – Dual Diagnosis of Epilepsy ... Mansur A. Kutlubayev	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
79.	Article 15 - Lezak 1995 - Neuropsychological Assessment	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
80.	Article 16 - Assessment of differential neurocognitive, et al	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
81.	Article 17 - Psychometric implications of fails	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
82.	Article 18 – Electrical Injuries: Neurologic Complications	Disputed	Disputed	FRE 402, 403, 702, 802, 901	
83.	Dr. Michael Morse – Curriculum Vitae, Reports, Attachments, Figures.	Stipulated	Disputed	FRE 802	
84.	Dr. Neil Pliskin – Curriculum Vitae, Reports, Attachments, Figures.	Stipulated	Disputed	FRE 802	
85.	Dr. William Brandt – Curriculum Vitae, Reports, Attachments, Figures.	Stipulated	Disputed	FRE 802	
86.	Rachel Steilberg, MS – Curriculum Vitae, Reports, Attachments, Figures.	Stipulated	Disputed	FRE 802	
87.	Dr. Samir Bangalor – Curriculum Vitae	Disputed	Disputed	FRE 802, 901	
88.	Dr. Venkat Veerappan – Curriculum Vitae	Disputed	Disputed	FRE 802, 901	

89.	Plaintiff's messaging - Platt 197-206	Stipulated	Stipulated		
90.	Plaintiff's journal - Platt 234-315	Stipulated	Stipulated		
91.	Steve Platt correspondence to Dr. Choi - Platt 230-233	Stipulated	Stipulated		
92.	Steve Platt correspondence to Don Westra - Platt 327-329	Stipulated	Stipulated		
93.	Plaintiff's photographs from her cruise - Platt 341-441	Stipulated	Stipulated		
94.	12/2/2011 Summerlin Hospital record - HAL 452-458	Stipulated	Stipulated		
95.	9/2/2014 Summerlin Hospital record - HAL 488-509	Stipulated	Stipulated		
96.	Dr. Adams record 6/24/2015 - Platt 2224- 2228	Stipulated	Stipulated		
97.	Dr. Adams record 9/28/2015 - Platt 727- 731	Stipulated	Stipulated		

Defendant's Exhibits					
Ex. #	Description	Authenticity	Admissibility	Objection	Admitted
500.	Photo of Gazebo - HAL 38	Stipulated	Stipulated		
501.	"From the Captain" - HAL 179-194	Stipulated	Stipulated		
502.	Partin report, CV, and attachments.	Disputed	Disputed	Foundation/ FRE 802	
503.	Dr. Murphy CV, reports, and supplements.	Disputed	Disputed	Foundation/ FRE 802	

504.	Dr. Rhoads CV, reports, and supplements.	Disputed	Disputed	Foundation/ FRE 802	
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ACTION BY THE COURT

- (a) This case is scheduled for trial on June 12, 2023.
- (b) Trial briefs shall be submitted to the court on or before June 5, 2023.

Dated this 1st day of June, 2023.



THE HONORABLE JOHN H. CHUN